

10/530073

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of Application of: **NAIR et al.**  
Application No.: **10/530,073** Group Art No.: **to be assigned**  
Filed: **April 1, 2005** Examiner: **to be assigned**  
For: **ASSAY METHODS FOR DETECTION OF A VIRUS IN AN AVIAN TISSUE SAMPLE**  
Confirmation No.: **7581**  
Customer Number: **25291**

Mail Stop Missing Parts  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF "SEQUENCE LISTING," COMPUTER READABLE COPY,  
AND/OR AMENDMENT PERTAINING THERETO  
FOR BIOTECHNOLOGY INVENTION CONTAINING NUCLEOTIDE  
AND/OR AMINO ACID SEQUENCE**

(check and complete this item, if applicable)

1. ☒ This replies to the Office Letter dated **August 8, 2005**. Applicant hereby directs entry of the Sequence Listing into the application.

NOTE: If these papers are filed before the office letter issues, adequate identification of the original papers should be made, e.g., in addition to the name of the inventor and title of invention, the filing date based on the "Express Mail" procedure, the application number from the return post card or the attorney's docket number added.

- ☒ A copy of the Office Letter is enclosed.

2. I, **John F. Levis**, state the following:

**ITEMS BEING SUBMITTED**

3. Submitted herewith is/are:

(check each item as applicable)

- A. ☒ "Sequence Listing(s)" for the nucleotide and/or amino acid sequence(s) in this application. Each "Sequence Listing" is assigned a separate identifier as required in 37 C.F.R. § 1.821(c) and 37 C.F.R. §§ 1.822 and 1.823.

**CERTIFICATE OF MAILING 37 CFR §1.10**

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EV 100493201 US** addressed to the Mail Stop Sequence, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

September 9, 2005  
Date

Cecilia Chessell  
Cecilia Chessell

- B. ☐ An amendment to the description and/or claims, wherein reference is made to the sequence by use of the assigned identified, as required in 37 C.F.R. § 1.821(d).
- C. ☒ A copy of each "Sequence Listing" submitted for this application in computer readable form, in accordance with the requirements of 37 C.F.R. §§ 1.821(e) and 1.824.
- D. ☐ Please transfer to this application, in accordance with 37 C.F.R. § 1.821(e), the computer readable copy(ies) from applicant's other application identified as follows:

In re application of:  
Application No.:  
Filed:  
For:

Group No.:  
Examiner:

The Computer readable form(s) of applicant's other application corresponds to the "Sequence Identifier(s)" of the application as follows:

Computer Readable Form  
(other application)

"Sequence Identifier"  
(this application)

NOTE: "If the computer readable form of a new application is to be identical with the computer readable form of another application of the applicant on file in the Office, reference may be made to the other application and computer readable form in lieu of filing a duplicate computer readable form in the new application. The new application shall be accompanied by a letter making such reference to the other application and computer readable form, both of which shall be completely identified." 37.C.F.R. § 1.821(e)

- E. ☒ A statement that the content of each "Sequence Listing" submitted and each computer readable copy are the same, as required in 37 C.F.R. § 1.821(g).
- ☐ Because the statement is not made by a person registered to practice before the Office, the statement is verified as required in 37 C.F.R. § 1.821(b).
- F. ☒ Because this submission is made in fulfilling the requirement under 37 C.F.R. § 1.821(g), a statement that the submission includes no new matter.
- ☐ Because the statement is not made by a person registered to practice before the Office, the statement is verified as required in 37 C.F.R. § 1.821(g).

**STATEMENT THAT "SEQUENCE LISTING"  
AND COMPUTER READABLE COPY ARE THE SAME  
AND/OR THAT PAPERS SUBMITTED INCLUDES NO NEW MATTER**

I, **John F. Levis**, hereby state:

(complete applicable item A and/or B)

- A. ☒ Each computer readable form submitted in this application, including those forms requested to be transferred from applicant's other application, is the same as the "Sequence Listing" to which it is indicated to relate.

- B. ☒ All papers accompanying this submission, or for which a request for transfer from applicants' other application, introduce no new matter.

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(complete (a) or (b) as applicable)

6. (a) Applicant petitions for an extension of the time for the total number of months checked below:

<input type="checkbox"/>	One Month.	Fee in the amount of	\$	120.00
<input type="checkbox"/>	Two Months.	Fee in the amount of	\$	450.00
<input type="checkbox"/>	Three Months.	Fee in the amount of	\$	1,020.00
<input type="checkbox"/>	Four Months.	Fee in the amount of	\$	1,590.00

If an additional extension of time is required, please consider this a petition therefore.

(Check and complete the next item, if applicable)

- ☐ An extension for \_\_\_\_\_ month(s) has already been secured and the fee paid therefore of \$0.00 is deducted from the total fee due for the total months of extension now requested.

OR

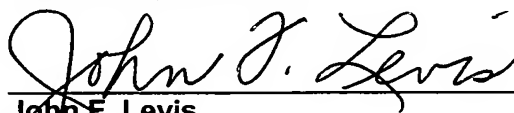
- (b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**Extension fee due with this request: \$0.00**

7. Fee Payment

- ☒ Charge fee to **Deposit Account No. 01-1425**. This is a request to charge for any additional extension and/or fee required or credit for any excess fee paid. A duplicate of this petition is attached.

Respectfully submitted,



**John F. Levis**  
Attorney for Applicants  
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